APPENDIX F

Petitioner cited as Appendix F. The case of United States v. Gibbs et al, 13 IBLA 282, which is believed reprinted in 80 Interior Decisions #11. The case was decided November 21, 1973.

Petitioners counsel herein was counsel for Gibbs, supra, also and counsel believed he had a copy of said Gibbs, supra. However when counsel was in the process of preparing the Petition for Writ of Certiorari herein, he was unable to locate said case. Counsel then went to the Las Vegas Law Library and determined said decision was not there. He then called BLM at Las Vegas and they did not have the decision. Petitioner's deadline for filing said writ is February 13, 1975. It was necessary to get a Los Angeles Printer to print said petition,

since the Las Vegas printers are not equipped to handle same.

On February 5, 1975, counsel went to Los Angeles Library and ascertained that said opinion was not in library. He then called B.L.M. and they did not have the opinion. He then went to UCLA and searched their law library and they did not have the opinion. Counsel then tried the law library at U.S.C. and they did not have the opinion.

In order to meet the deadline, Petitioner is sending the Petition without said decision.

We will send it just as soon as possible. That is appendices D with said decision printed therein.

We respectfully ask leave to file said appendices separately.

The decision is available at the Bureau of Land Management, Washington, D.C. Should the Court desire to have same previous to the copies we will be sending.

FEB 12 1975
MICHAEL RODAK, JR., CLE

IN THE SUPREME COURT OF THE UNITED STATES

October Term 1974

No. 74-1009

CLEAR GRAVEL ENTERPRISES, INC.,
Petitioner,
vs.
NOLAN KIEL, STATE DIRECTOR, BUREAU OF LAND MANAGEMENT, STATE OF NEVADA, and ROLLA CHANDLER, CHIEF DIVISION OF LAND MANAGEMENT, RENO, NEVADA, being agencies of the UNITED STATES DEPARTMENT OF THE INTERIOR, UNITED STATES OF AMERICA,
Respondents.

APPENDIX -F- TO PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT.

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